

UNITED STATES DISTRICT COURT
EASTERN DISTRICT of NEW YORK

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.
★ JUL 14 2006 ★

United States of America,

Plaintiff,

80-0130-M

BROOKLYN OFFICE

-against-

NOTICE OF MOTION

David Meltzer,


Defendant(s).

MISC 06 367

AMON, J.

PLEASE TAKE NOTICE that upon the annexed affidavit of David Meltzer sworn to on the 13th day of July, 2006 and upon all of the proceedings heretofore had herein, the PRO SE ^{D.M.} defendant David Meltzer will move this Court, before the ~~Hon. Judge Gershon, U.S.D.J.~~, at the United States Courthouse, Brooklyn, New York 11201, on the 31st day of July, 2006 at 9:30 in the A.M. or as soon thereafter as PRO SE defendant and counsel can be heard, for an Order pursuant to the Federal Rules of Civil procedure granting the PRO SE defendant's motion to seal and expunge the record file in U.S.A. v. David Meltzer, (80-0130-M).

Dated: Staten Island, New York
July 13th, 2006



DAVID MELTZER
PRO SE defendant- movant
111 Sharrotts Road
Staten Island, New York 10309
718-227-2397

to: United States Attorney
Eastern District of New York
147 Pierrepont Street
Brooklyn, New York 11201

UNITED STATES DISTRICT COURT
EASTERN DISTRICT of NEW YORK

-----X
United States of America,

Plaintiff,

80-0130-M

-against-

Affidavit in Support

David Meltzer,

Defendant(s).
-----X

State of New York
County of Richmond ss.:

David Meltzer being duly sworn does depose and say:

That he is the defendant named in docket 80-0130-M.

That he is moving the Court, PRO SE, to seal and expunge his record file of
Docket # 80-0130-M.

That on January 28, 1980 I, David Meltzer, was arrested by Federal Law
enforcement Officers on a complaint dated January 24, 1980.

That the government never further prosecuted this docket and the complaint
was dismissed by Magistrate Caden on February 27, 1980 ; said dismissal was filed
and entered in the Clerk's Office of the Eastern District of New York on February

28, 1980.

I attach a true copy of the Clerk's Calendar reflecting the said dismissal.


I have otherwise no criminal record and this record is impairing my ability to gain employment in my field of endeavor.

I understand that this Court can Order my File record sealed and expunged and I am requesting the Court to enter such an order sealing and expunging my record under Docket # 80-0130-M.

WHEREFORE, I respectfully request that the Court grant the within motion, as well as such other and further relief that may be just and proper.


David Meltzer

Sworn to me before this
13th day of July 2006


Notary Public

PAUL A. LEMOLE
Notary Public, State of New York
No. 02LE6143408
Qualified in Richmond County
Commission Expires April 17, 2010

CRIMINAL CALENDAR

U.S.

JUDGE U.S. MAGISTRATE

Magistrate

DATE FEBRUARY 27, 1980

FILED

No.

Defendant

IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y. Assistant in Charge

CRIMINAL CAUSE

★ **FEB 28 1980** ★

F# 801111

MELTZER, David

TIME AM
PM

L. URGENSON

(A/W ISSUED MAG. CHREIN 1/24/80)

(ARRD. MAG. CADEN 1/28/80)

80-0130-M

RECEIVED

DISMISSAL OF COMPLAINT

S. ordered
J. H. Cole
USM, EDM

A TRUE COPY

DATED *April 25* 19 *84*
ROBERT C. HEINEMANN


BY *Dina Ramos* CLERK
DEPUTY CLERK

AFFIDAVIT OF SERVICE

David Meltzer being duly sworn does depose and say:
that he did serve a copy of the attached Notice of Motion and supporting affidavit
and exhibit upon

United States Attorney
Eastern District of New York
147 Pierrepont Street
Brooklyn, New York 11201

by mailing the same, on July ~~17~~¹⁴, 2006, in a sealed envelope, to the above at said
address, with postage pre-paid thereon, and placing the same in an official
Depository of the U. S. Post Office at Victory Boulevard and Little Clove Road,
Staten Island, N.Y.



David Meltzer

Sworn to Before me
on this ~~17~~¹⁴th day of July 2006



Notary Public

PAUL A. LEMOLE
Notary Public, State of New York
No. 02LE6143408
Qualified in Richmond County
Commission Expires April 17, 2010

